

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

Civil Action No. 3:12-cv-487-MOC-DCK

DAVID HOLMES, HERTA S.)
THEBERGE, MARGUERITE K.)
POTTER, and the MARGUERITE K.)
POTTER REVOCABLE TRUST,)
individually and on behalf of all others)
similarly situated,)

Plaintiffs,)

v.)

BANK OF AMERICA, N.A., in its own)
capacity and as successor by merger to)
BAC HOME LOANS SERVICING, L.P.,)
SEATTLE SPECIALTY INSURANCE)
SERVICES, INC., in its own capacity)
and as successor in interest to)
COUNTRYWIDE INSURANCE)
SERVICES, INC., ILLINOIS UNION)
INSURANCE COMPANY, and)
CERTAIN UNDERWRITERS AT)
LLOYD'S LONDON, including all)
underwriters who underwrote force-placed)
wind insurance policies for Bank of)
America, as the insured during the)
applicable limitations period and)
LLOYD'S, UNDERWRITERS, AT)
LONDON)

Defendants.)

**DEFENDANTS CERTAIN
UNDERWRITERS' NOTICE
OF FILING SUPPLEMENTAL
EXHIBITS IN SUPPORT OF
MOTION TO DISMISS [D.E. 94]**

NOW INTO COURT, through undersigned counsel, come Defendants named as “Certain Underwriters at Lloyd’s, London including all underwriters at Lloyd’s London who underwrote force-placed wind insurance policies for Bank of America as the insured during the applicable statute of limitations period” (hereinafter, “Certain Underwriters”), which respectfully submit the attached supplemental exhibits in support of their Motion to Dismiss [D.E. 94] as follows:

Exhibit 1B: Policy Certificate No. 08983-001, referred to as the “Policy” in Certain Underwriters’ Motion to Dismiss and promised therein to be filed as Exhibit 1B (*see* Motion to Dismiss [D.E. 94], footnote 2); and

Exhibit 2: Amended/Supplemental Declaration of Mark Hicks, January 16, 2013.

Respectfully submitted this 16th day of January, 2013.

PHELPS DUNBAR LLP

s/ Kevin M. O’Brien

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Attorney for Defendants Named as “Certain Underwriters at Lloyd’s, London including all underwriters at Lloyd’s London who underwrote force-placed wind insurance policies for Bank of America as the insured during the applicable statute of limitations period”

CERTIFICATE OF SERVICE

I certify that, on this 16th day of January, 2013, the foregoing was electronically filed with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following counsel of record:

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s/ Kevin M. O'Brien

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